

1 EDMUND G. BROWN JR.  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 JOHN PADRICK  
Deputy Attorney General  
4 State Bar No. 155123  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 323-6708  
Facsimile: (916) 327-8643

7 *Attorneys for Complainant*

8  
9  
10 **BEFORE THE**  
11 **BOARD OF REGISTERED NURSING**  
12 **DEPARTMENT OF CONSUMER AFFAIRS**  
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. 2010-127

15 **KATRINA RENEE BLANDFORD**  
16 **9036 Pecor Way**  
**Orangevale, CA 95662**

**A C C U S A T I O N**

17 **Registered Nurse License No. 710853**

18 Respondent.

19  
20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
22 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department  
23 of Consumer Affairs.

24 **License History**

25 2. On or about August 20, 2007, the Board of Registered Nursing issued Registered  
26 Nurse License Number 710853 to Katrina Renee Blandford ("Respondent"). The license was in  
27  
28

1 full force and effect at all times relevant to the charges brought herein and will expire on July 31,  
2 2011, unless renewed.

### 3 JURISDICTION

4 3. This Accusation is brought before the Board of Registered Nursing ("Board"),  
5 Department of Consumer Affairs, under the authority of the following laws. All section  
6 references are to the Business and Professions Code ("Code") unless otherwise indicated.

7 4. Code section 2750 provides, in pertinent part, that the Board may discipline any  
8 licensee, including a licensee holding a temporary or an inactive license, for any reason provided  
9 in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

10 5. Code section 2764 provides, in pertinent part, that the expiration of a license shall not  
11 deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or  
12 to render a decision imposing discipline on the license.

13 6. Code section 118, subdivision (b), provides that the suspension, expiration, surrender,  
14 or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a  
15 disciplinary action during the period within which the license may be renewed, restored, reissued  
16 or reinstated.

### 17 STATUTORY PROVISIONS

18 7. Code section 2761 states, in pertinent part:

19 The board may take disciplinary action against a certified or licensed  
20 nurse or deny an application for a certificate or license for any of the following:

21 (a) Unprofessional conduct, . . .

22 (f) Conviction of a felony or of any offense substantially related to the  
23 qualifications, functions, and duties of a registered nurse, in which event the  
record of the conviction shall be conclusive evidence thereof.

24 8. Code section 2762 states, in pertinent part:

25 In addition to other acts constituting unprofessional conduct within the  
26 meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct  
for a person licensed under this chapter to do any of the following:

27 (b) Use any controlled substance as defined in Division 10  
28 (commencing with Section 11000) of the Health and Safety Code, or any  
dangerous drug or dangerous device as defined in Section 4022, or alcoholic

1 beverages, to an extent or in a manner dangerous or injurious to himself or  
2 herself, any other person, or the public or the extent that such use impairs his or  
her ability to conduct with safety to the public the practice authorized by his or  
her license.

3 (c) Be convicted of a criminal offense involving the prescription,  
4 consumption, or self-administration of any of the substances described in  
subdivisions (a) and (b) of this section, or the possession of, or falsification of a  
5 record pertaining to, the substances described in subdivision (a) of this section,  
in which event the record of the conviction is conclusive evidence thereof.

### 6 **COST RECOVERY**

7 9. Code section 125.3 provides, in pertinent part, that the Board may request the  
8 administrative law judge to direct a licentiate found to have committed a violation or violations of  
9 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
10 enforcement of the case.

### 11 **FIRST CAUSE FOR DISCIPLINE**

#### 12 **(Criminal Conviction)**

13 10. Respondent is subject to disciplinary action under Code section 2761, subdivision (f),  
14 in that on or about April 14, 2009, in the Superior Court of California, County of Sacramento, in  
15 the case entitled, *People of the State of California v. Katrina Renee Blandford* (Sacramento  
16 County Superior Court Case No. 08TO06111 MUNI), Respondent was convicted on her plea of  
17 *nolo contendere* of violating Vehicle Code section 23152, subdivision (b) (Driving While Having  
18 .08% Blood Alcohol Content, or More), a misdemeanor. The circumstances of the crime are that  
19 on or about September 20, 2008, a Rancho Cordova police officer saw Respondent driving on  
20 Folsom Blvd., near Sunrise Blvd. in Rancho Cordova on the wrong side of the road with her  
21 husband and 13 year old daughter as passengers. Respondent admitted to drinking, failed her  
22 field sobriety tests, and preliminary alcohol screening at the scene revealed her BAC was .153%,  
23 and .158%. Such crime is substantially related to the qualifications, functions, and duties of a  
24 registered nurse.

### 25 **SECOND CAUSE FOR DISCIPLINE**

#### 26 **(Criminal Conviction Involving the Consumption of Alcohol)**

27 11. Respondent is subject to disciplinary action under Code section 2761, subdivision (a),  
28 on the grounds of unprofessional conduct, as defined in Code section 2762, subdivision (c), in

1 that Respondent was convicted of a crime involving the consumption of an alcoholic beverage, as  
2 set forth in paragraph 10, above.

3 **THIRD CAUSE FOR DISCIPLINE**

4 **(Use an Alcoholic Beverage to the Extent or**  
5 **in a Manner Dangerous or Injurious to Herself or Others)**

6 12. Respondent is subject to disciplinary action under Code section 2761, subdivision (a),  
7 on the grounds of unprofessional conduct, as defined in Code section 2762, subdivision (b), in  
8 that on or about September 20, 2008, Respondent consumed alcoholic beverages to an extent or in  
9 a manner dangerous or injurious to herself or others, as set forth paragraph 10, above.

10 **PRAYER**

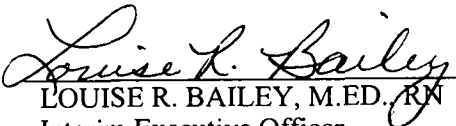
11 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
12 and that following the hearing, the Board of Registered Nursing issue a decision:

13 1. Revoking or suspending Registered Nurse License Number 710853 issued to  
14 Katrina Renee Blandford;

15 2. Ordering Katrina Renee Blandford to pay the Board of Registered Nursing the  
16 reasonable costs of the investigation and enforcement of this case, pursuant to Code section  
17 125.3; and,

18 3. Taking such other and further action as deemed necessary and proper.

19  
20 DATED: 8/28/09

  
LOUISE R. BAILEY, M.ED., RN  
Interim Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant